

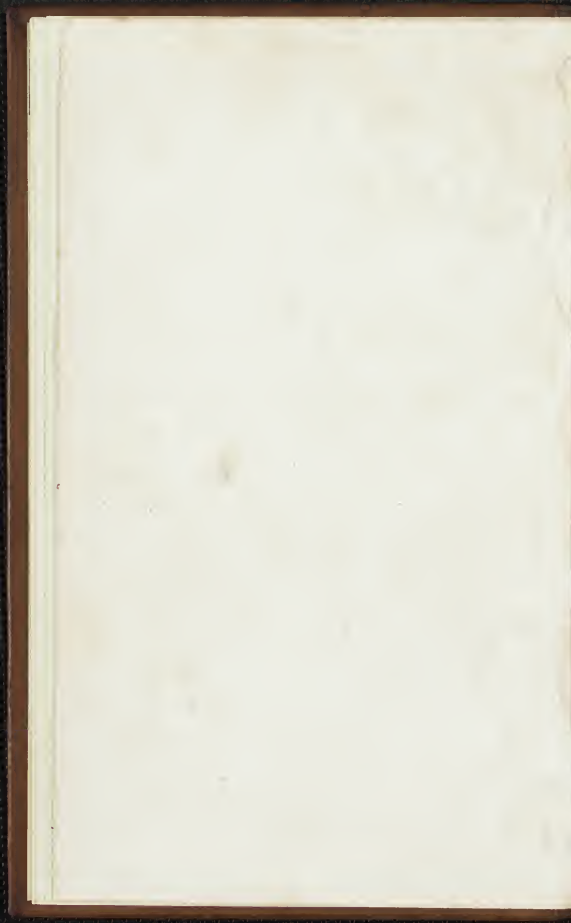
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LAWS

OF

THE CHEROKEE NATION,

ENACTED

BY THE GENERAL COUNCIL

IN THE YEAR

1829.

PRINTED FOR THE CHEROKEE NATION.

NEW ECHOTA, CHEROKEE NATION.

OFFICE OF THE "CHEROKEE PHOENIX."

JOHN F. WHEELER, PRINTER.

1830.

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LAWS, &C.

Resolved by the Committee and Council in General Council convened, That the resolution of the General Council passed 8th November, 1828, vesting in the Treasurer of the Cherokee nation authority to issue permits to native citizens for the introduction of white men, and all such as are not citizens into the nation as mechanics &c. be, and the same is hereby, suspended until further regulations are made on the subject, and that the National Treasurer be notified of this suspension without delay.

New Echota, October 15, 1829.

Approved—JNO. ROSS.

Resolved by the National Committee and Council in General Council convened: That from and after the passage of this act, any person or persons, not citizens of the Nation, who shall marry according to law in this nation, and shall lose by death a wife or husband as the case may be, and not having a child or children, by him or her to whom so married, shall be deprived, and is thereby deprived of citizenship, by the death of the Cherokee citizen or citizens, that created his or her right, i. e. the right of the said white person or persons or any such, who had become citizens by marriage with any citizens of this nation.

Be it further resolved, by the authority aforesaid, That any such citizen or citizens as aforesaid, who shall lose by death, a wife or husband, as the case may be, and have living a child, or children, the fruit of any marriage according to law, shall be and continue a citizen or citizens of the Cherokee Nation so long as they shall remain single, or shall marry any other citizen of the nation again.

Be it further resolved, by the authority aforesaid, That any such person or persons aforesaid who shall lose a wife or husband, as the case may be, by death, and have a child or children, the fruit of such lawful marriage, and shall marry a white person or persons of such as come into the Nation, or any other by the law of marriage, shall upon and by such marriage aforesaid, destroy and nullify, his or her rights, as the case may be, who shall marry, to citizenship in this Nation; and so long as he, she, or they of such persons aforesaid, shall remain in the country, shall be considered intruders upon the soil of the Nation, and be lia-

ble to expulsion and removal from the nation according to laws made and provided in such cases.

New Echota, October 15, 1829.

Approved—JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That all those who have buildings upon the public square of Echota be, and they are hereby, required to remove said buildings from said square before the next annual session of the General Council under the penalty of Ten Dollars, and of having the same pulled down and removed at their expense.

Be it further resolved, That no person or persons whatsoever, shall be allowed to build upon the said public square, without special permission from the General Council, under the penalty of forfeiting the same to the nation, and being fined in a sum of one hundred dollars.

New Echota, October 16, 1829.

Approved—JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That there shall be a person appointed to keep and take care of the public buildings of the Nation, in New Echota, and preserve and retain the keys of the buildings aforesaid: and whose duty it shall be to have the floors and benches of the buildings aforesaid washed and ready for the use of the General Council and the Supreme Court of the nation at the commencement of their respective sessions, appointed by law; and who shall be allowed to open the doors of the public buildings during the recess of the aforesaid General Council and Supreme Court, to any minister or ministers, or any other person disposed to hold public worship in the same.

Be it further resolved, That the salary of the keeper of the public buildings shall be, per annum, ten dollars.

Be it further resolved, That Elias Boudinot be, and is hereby appointed as the keeper of the public buildings aforesaid.

New Echota, October 16, 1829.

Approved—JNO. ROSS.

Resolved by the National Committee and Council in General Council convened; That the Clerk of the Council be authorized, and is hereby required to employ a mechanic to repair the Council house floor, door and jams, and to put in the glass that are broken in the windows, and shut up the crevices in the same manner as

they were at first before the planks were removed; and also to fix up a shelf over the fire-place of the council house, which is removed; and fix up the shutters and make plain steps at the door.

New Echota 17th Oct. 1829.

Approved.—JNO. ROSS.

Resolved by the National Committee and Council in General convened; That Noochorwee of Aquohee, who had committed murder, some time ago, is hereby reprieved and discharged from the sentence of death that was pronounced against him by the Circuit Judge, Daniel M'Coy, and that from this date he be, and is, placed under the protection of the laws of this Nation, as a citizen of this Nation, and any person or persons who shall contrary to this act, mal-treat his body, or take away his life, shall abide and experience the consequences of the law, as if it had been done to him in a state of innocence.

New Echota 19th October 1829.

Approved—GEO. LOWREY, Ass't Principal Chief.

Resolved by the Committee and Council in General Council convened; That the law passed 12th November 1821, authorizing the issuing of permits for five years to mechanics of the several branches of trade &c. be, and the same is hereby, repealed;—and it shall not be lawful from and after the passage of this act to issue a permit to any person or persons whatsoever, for a greater length of time than one year.

Be it further Resolved; That no permit shall be issued for the introduction of mechanics into the Nation with their families, save those who are entitled to cultivate twelve acres of land by the law passed 26th October 1819, viz: Blacksmiths, millers, ferrymen and turnpike keepers, all others not allowed this privilege, excepting schoolmasters, shall be prohibited from bringing into and keeping their families in the Nation.

Be it further Resolved; That whenever a citizen wishes to procure a permit, he shall be required to petition the National Treasurer for the same, and shall obtain three or more respectable signers to said petition in his own neighborhood, setting forth the necessity of granting said petitioner a permit, also stating the name, character and profession of the mechanic petitioned for, and no two men shall be introduced under the same permit under any circumstances whatever.

Be it further Resolved; That if any person or persons petition,

ing the National Treasurer as above for a permit, and obtaining the same, shall introduce into the country a man who should prove not to be a mechanic, or such as he is stated to be in the petition, or bring into the nation a family not allowed by law, he shall be fined in a sum, to be assessed by the District or Circuit Court of the respective District, not less than twenty five, nor exceeding fifty Dollars, which sum, when collected, shall be paid into the national Treasury; and in case the person or persons so offending shall not be able to pay said fine, the persons who may have signed the petition praying for the permit shall be held equally bound for the same, and the person so brought into the nation expelled.

Be it further Resolved; That no person who shall have obtained a permit for a mechanic shall be allowed to employ such mechanic on his farm, under the penalty prescribed in the resolution passed 14th November 1828, for employing citizens of the United States without permission.

This to be considered a supplement to the amendment of 8th November 1828, to the law passed 26th October 1819.

Echota C. N. 21st October, 1829.

Approved 22, Oct.—JNO. ROSS.

Resolved by the Committee and Council in General Council convened; That in case of the removal, death, resignation, or inability of the Principal Chief of the Cherokee Nation to discharge the duties incumbent upon him by law, the assistant Principal Chief shall act as such and perform the duties accordingly, until such vacancy or disability shall be removed by the General Council; and in this case the President of the National Committee shall act as assistant Principal Chief; and in the event the Principal and assistant Chiefs shall not be able to discharge respectively their duties, in consequence of removal from office, resignation, death or otherwise, the President of the Committee shall perform the duties of Principal Chief, and the speaker of the Council that of assistant Principal Chief, until the General Council in session shall fill such vacancies or remove the inability.

Echota 21st October, 1829.

Approved—JNO. ROSS.

Resolved by the Committee and Council in General Council convened; That Edward Graves be and is hereby appointed to copy the journals of the two branches of the legislative Council, and translate the same for publication in the Cherokee language, for

the benefit of distant readers in the Nation, to be published weekly in the Cherokee Phoenix, and whose compensation shall be fifty cents per day while in actual business, during the session of the General Council.

New Echota October 22d, 1829:

Approved.—JNO. ROSS.

Resolved by the Committee and Council in General Council convened; That the Editor of the Cherokee Phoenix be directed, and is hereby required, as soon as practicable, to publish all the laws of this Nation, translated into Cherokee by David Brown and George Lowrey, and to translate all the laws not translated, up to the last acts of this session, and publish the whole, amounting to five hundred copies in pamphlet form, and also the same amount of the acts of the present session in English in the same form; and that the Editor is hereby authorized to employ the assistant translator, provided by the law authorizing the publication of the Essays over the signature of William Penn, to aid and assist the translation from English into Cherokee, of so many of the laws as remain untranslated—to the period aforesaid.

New Echota 23d October, 1829.

Approved.—JNO. ROSS.

Whereas, in order to testify to the talented author of a series of essays publishing in the National Intelligencer at Washington City, over the signature of William Penn, and to the world, the respect and gratitude of the Cherokee people for the able exposition and defence of their rights as secured and recognized by subsisting treaties with the United States; and in order to ensure a more extensive circulation of the same, and afford to the citizens of this nation the means of becoming more clearly acquainted with the relationship they sustain to the General Government, and the sure basis upon which they now stand upon the soil of their ancestors, as have been so explicitly demonstrated by the voluntary services of this able advocate in the cause of suffering humanity, therefore,

Be it Resolved by the Committee and Council in General Council convened, That the Editor of the Cherokee Phoenix be, and he is hereby requested to publish in pamphlet form two thousand copies of the series of essays now publishing in the National Intelligencer over the signature of William Penn on the "Present Crisis in the condition of the American Indians," and that he be authorized to employ an assistant to aid in the translation of the same into the Cherokee language, which shall be printed in both

languages in parallel columns, as early as it may be practicable to accomplish the same.

Approved 27th October—JNO. ROSS.

Whereas a law has been in existence for many years, but not committed to writing, that if any citizen or citizens of this nation shall treat and dispose of any lands belonging to this nation without special permission from the national authorities, he or they shall suffer death, therefore,

Resolved by the Committee and Council in General Council convened, That any person or persons who shall, contrary to the will and consent of the Legislative Council of this nation in General Council convened, enter into a treaty with any commissioner or commissioners of the United States, or any officers instructed for the purpose, and agree to sell or dispose of any part or portion of the national lands defined in the constitution of this nation, he or they so offending, upon conviction, before any of the Circuit Judges or the Supreme Court, *shall suffer death*; and any of the circuit Judges aforesaid are authorized to call a court for the trial of any such person or persons so transgressing.

Be it further resolved, That any person or persons, who shall violate the provisions of this act, and shall refuse, by resistance, to appear at the place designated for trial, or abscond, are hereby declared to be outlaws, and any person or persons citizens of this nation may kill him or them so offending, in any manner most convenient, within the limits of this Nation, and shall not be held accountable to the laws for the same.

Be it further Resolved, that if any citizen or citizens of this nation shall enter into a treaty, with the United States Government for any object whatever other than a cession of land, he or they upon conviction shall be punished with one hundred lashes on the bare back; and no treaty shall be binding upon this nation, which shall not have been ratified by the General Council and approved by the Principal Chief of the nation.

New Echota, October 26. 1829.

Approved 27 October, 1829—JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That from the date of this resolution the payment of all monies due or that may become due by bond as loans to the National Treasury, be and is hereby suspended for the space of two months, during which time the debtors shall be required to come

forward and renew their bonds by giving five approved securities and paying up the interest due thereon; and any person or persons complying with the above requirement shall be allowed to pay his or their bond or bonds by six instalments of six months each with the interest due on the principal at the expiration of each instalment; and in case any person or persons shall renew his or their bonds as above, and fail to pay the first instalment and interest as it becomes due, the Treasurer shall proceed to have the same collected agreeably to law, and not more than one instalment and interest at any one time, unless the debtor or debtors fail to comply with the above requirements to renew his or their bond or bonds within the space of two months allowed them; then, in that case, the whole amount shall be collected.

This to be an amendment to the resolution passed 22d October, 1828, extending further indulgence to persons indebted to the National Treasury for loans; and so much of said resolution as militates with the provisions of this act be and is hereby repealed.

New Echota, October 27, 1829.

Approved, November 2, 1829—JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That the law passed 25th October, 1824, on the subject of letting out the federal roads to the lowest bidder, to be kept in repair, be, and the same is hereby, repealed, and that the following be substituted in lieu thereof.

Be it further resolved, That the following shares alone shall hereafter be let out to the lowest bidder, who shall be a citizen of this nation, for the term of five years, from the first of December next, viz: from Walker's ferry to Five Killer's, from the mouth of O-wah-ko-hee river to Conasauga river, thence to Vann's mill creek, thence to the middle of Coosewaytee river, thence to the middle of Talking-rock creek, thence to the middle of Long-swamp creek, and thence to the middle of Etowah river, and from thence to Chattahoochee river, making in all eight shares. The road to be cut and opened twenty four feet wide, to be clear of trees, and the cause-ways covered with dirt, and, together with the digging of mountains and hills, to be fourteen feet wide, clear of large rocks projecting above the level of the road, roots and grubs, excepting where the road passes through a mountain or hills, and where in consequence of rocks, &c. it

may be impossible to make it the above width, then twelve feet shall be considered of sufficient width; the banks of all water courses to be put in complete order.

Be it further resolved, That the contracts for keeping the said shares in good repair shall be let out to the lowest bidder by the National Treasurer at Coosewaytee, and all contractors shall be required to give bonds with sufficient security for the faithful performance of their respective contracts in a penal sum double the amount for which he or they may undertake to keep his or their share or shares in good repair; and the Treasurer shall be required to give public notice at least twenty days previous to the time of letting out the same.

Be it further resolved, That the Treasurer be, and he is hereby authorized and directed to appoint one or more commissioners to review the road once in four months throughout the year, whose duty it shall be to report to him on the situation of said roads, and in case of violation on the part of any of the contractors, of the provisions of this resolution, suits shall be instituted against such person or persons in the courts of the respective district in which he or they may reside, who, upon conviction, shall forfeit and pay double the sum of one year's payment; and the said share or shares shall be forfeited and let out again upon the Treasurer's receiving information of any part of the road not being repaired agreeably to the provisions of this act, from the commissioner appointed to examine said road: he shall notify the contractor of the same, and in case said contractor shall not put in good order such part or parts of said road before the commissioner re-examines the same, then the Treasurer shall institute suit against him as above mentioned.

New Echota, October 30, 1829.

Approved—JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That the law imposing a poll tax on the citizens of this nation, also the one imposing a tax on citizen merchants, be, and they are hereby, suspended until the General Council shall deem it expedient to remove such suspension.

New Echota, October 31st, 1829.

Approved Nov. 2d. JNO. ROSS.

Resolved by the National Committee and Council in General Council convened, That from and after the passage of this act,

if any citizen or citizens of this Nation shall bind themselves by enrolment or otherwise as emigrants to Arkansas, or for the purpose of removing out of the jurisdictional limits of the Nation, he, she or they enrolling or otherwise binding themselves, shall forfeit thereby all the rights and privileges he she or they may have, previously thereto, claimed or enjoyed as citizens of this Nation, and shall be viewed in the same light as others not entitled to citizenship, and treated accordingly.

Sec. 2d. *Be it further resolved*, that if any person or persons, citizens of this Nation shall sell or dispose of his, her or their improvements to any person or persons so enrolled or otherwise bound as above mentioned, he, she or they shall be viewed as having disposed of his, her or their improvements to a citizen of the United States, and shall be ineligible to hold any office of honor, profit or trust in this nation, and upon conviction thereof before any of the circuit courts of the several Districts, be fined in a sum not less than one thousand dollars nor exceeding two thousand dollars, and punished with one hundred lashes.

Sec. 3d. *Be it further resolved*, in order to prevent any person or persons from screening him, her or themselves from the penalties above prescribed by pretending to have sold or disposed of his, her or their improvements to a lawful citizen and not an emigrant, all citizens of this Nation who may hereafter buy, sell or dispose of in any manner their improvements to each other, be, and they are hereby required, the disposer as well as the purchaser of such improvements to make affidavit, to be filed in the Clerk's office of the District, before any of the District Judges or clerks of the several courts, that he, she or they did not dispose or transfer, purchase or obtain said improvement, for the purpose of having it valued by the United States Commissioners or agents, or were not acting as agents of emigrants in making such purchase or transfer; and in case any person or persons shall fail to comply with this requirement, such person or persons shall upon conviction before any of the circuit courts in this Nation, pay a fine of not less than one dollar, nor exceeding two hundred dollars for every offence so committed.

Be it further Resolved, that if any citizen or citizens of this nation shall dispose of or transfer his, her or their improvements without complying with the requisition of the third section of this act, and the person or persons to whom the sale or transfer of such improvements may be made, should thereafter

by enrolment or otherwise become an emigrant or emigrants, and shall get said improvement or improvements valued by Agents of the General Government within thirty days after such purchase or transfer shall have been made, or at any time whilst the disposer continues to remain in possession of the same, then in that case the person or persons who may have so disposed of or transferred the improvements as aforesaid, shall be subject to the same penalty prescribed in the 2d. section of this act, for disposing of improvements to emigrants.

Be it further Resolved, that any person or persons whosoever who have bound themselves by enrolment or otherwise as emigrants under the treaty of May 1828, with the Arkansas Cherokees, or who have had, or intend to have their improvements valued by the agents of the General Government, and do not remove out of the jurisdictional limits of this nation within fifteen days after the passage of this act, they shall be viewed and treated as intruders in the same manner as those who may become emigrants hereafter.

Sec. 5th. *Be it further Resolved*, that the Principal chief of the Nation be, and he is hereby authorised, by and with the advice of the executive counsellors, to order the apprehension of any intruders within the limits of this nation to be delivered over to the agent of the United States for the Cherokees to be prosecuted under the intercourse laws of the United States, or to expel "or to punish them or not as they please."

New Echota October 31, 1829.

Approved—JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That the elections to be holden hereafter in the several Districts, for members to the General Council, Sheriffs and Constables, shall be held at the following precincts until otherwise altered by the General Council viz: Chickamauga District: The first precinct to be at the Court House, the second at Hunter Langly's in Lookout Valley, third at Hicks' Mill and the fourth at Kah-noh-cloo's. Chattooga District: First precinct at the Court House, second at Ah-ne-lah-ka-yah's in Turkey Town, third at James Fields', Turnip Mountain, fourth at Laugh-at-mush's, Will's Valley, fifth at Edward Gunter's in Creek Path, and sixth at Raceoon Town at Little Turtle's House. Coosewatee District: First at the Court House, second at William Hicks', and the third at Ellijay: Ahmohee Dis-

trict: First at the Court House, second, at Squires in Long Savannah, third, at Chee-squah-ne-ta's, fourth, at Swimmers, Highwassee old Town. Hickory Log District: First, at the Court House, second, at the old Court House, third, at or near Big Savannah. Hightower District: First, at the Court House, second, at Pipes Spring, third, at Yon-nah-oo-woh-ye's. Tahquohee District: First, at the Court House, second, at Choowaloo-lee's, third, at Oowatee's, fourth, at Skenah town, fifth at Beach Town. Aquohee District: First preceinct, at the Court House, second, at Lame Dick's, third, at Highwassee Town, fourth, at widow Nettle Carriers', fifth at Chee-yoh-ee.

Be it further Resolved, That two superintendents and one clerk shall be appointed to take the votes at each precinct, and it shall be the duty of the Circuit Judges respectively to make such appointments while on their Judicial Circuit last preceding the General elections for members of the General Council, and shall notify the managers and clerks of their appointment through the Sheriff of the District; and in case either of the Circuit Judges shall fail to hold his Courts agreeably to law, or any of the managers or clerks shall refuse to act, the District Judge ~~shall~~ be authorized to fill such vacancy or vacancies; and ~~if~~ any shall fail to attend on the day of the election, the ~~clerk~~ shall be allowed to choose some suitable person or persons ~~to~~ act in his or their stead.

Be it further Resolved, That the clerks shall particularly take down the names of all persons voting and for whom they may vote; and the managers and clerks shall meet at the Court House in their respective Districts on the Wednesday succeeding the election, then and there to count the votes and issue a certificate to each member elect, of his constitutional election.

Be it further Resolved, That the managers and clerks while acting shall be upon oath, and shall not be entitled to receive any compensation from the national Treasury for their services.

New Echota November 2d. 1829.

Approved Nov. 14th—JNO. ROSS.

Whereas, it has long been an established custom in this Nation and admitted by the courts as law, yet never committed to writing, that the property of Cherokee women after their marriage cannot be disposed of by their husbands, or levied upon by an officer to satisfy a debt of the husband's contracting, contrary to her will & consent, and disposable only at her option—Therefore,

Resolved by the Committee and Council, in General Council convened, That the property of Cherokee, and other women citizens of this Nation, after their marriage shall not be taken or disposed of in any manner contrary to her consent, for the purpose of satisfying a debt contracted by her husband, nor shall the property of the husband be liable to seizure, or otherwise to satisfy the debts contracted by the wife.

Be it further Resolved, that whenever a levy may be made on any property claimed either by the husband or wife, or any other person as not belonging to the one indebted, he or she so claiming such property shall be required to enter into bond with security, for the forthcoming of such property at the District or circuit Court next to be holden in the respective District, and the right thereof to be then and there tried agreeably to law, and in case the person claiming such property shall fail to establish the legality of his or her claim, the debtor shall forfeit and pay twelve and a half per cent. on the amount of such debt, in addition to the lawful interest for the benefit of the creditor or creditors.

New Echota, November 2, 1829.

Approved Nov. 9—JNO. ROSS.

Resolved by the Committee and Council, in general Council convened, That to the law establishing precincts, for holding elections for members of the General Council; the following be added to those already made in Coosawattee Districh, to, wit. at New Echota, shall be the fourth Precinct. and at the Town House of Pine Log and Salequohya the fifth Precinct, at Soe-make, at the house of Eli Harlin, where Jacob Harnage used to live to be the sixth Precinct. And also in Hightower District Cedar Creek, at or near Samuel Roves—to be a precinct, in addition to those already in existence.

New Echota, November 3, 1829.

Approved Nov. 4, 1829—JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That he compensation of the men, who may, from time to time, be temployed by the Principal chief and Executive Council, in executing the law passed, on the subject of Intruders, shall be one dollar per day while in actual service.

New Echota November 4, 1829.

Approved Nov. 5, 1826.—JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That the sum of one hundred dollars be, and the same is hereby, appropriated out of any monies in the treasury not otherwise appropriated, for Elias Boudinott, as additional pay for his services for the present year as Editor of the Cherokee Phoenix, which sum was promised to him by the Principal Chief before he would accept of the appointment as Editor after he had tendered his resignation.

New Echota November 4, 1829.

Approved Nov. 7---JNO. ROSS.

Resolved by the Committee and Council In General Council convened, That Stephen Foreman be, and he is hereby, appointed assistant Editor of the Cherokee Phoenix, for the term of one year, whose duties shall be to translate all Public documents for Publication, from the English into the Cherokee language, and all English news deemed useful for Publication shall also be translated, into the same by said assitant, under the direction of the Principal Editor of the Cherokee Phoenix aforesaid.

Be it further Resolved, that the compensation of the assistant Editor aforesaid shall be two hundred dollars, per annum to be paid quarterly, by the National Treasurer; and so much of the law passed this session of the General Council, authorising the Editor of the Cherokee Phoenix to appoint an assistant translator from English into Cherokee &c. is hereby repealed.

New Echota November 4, 1829.

Approved November 9,---JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That the sum of sixty dollars be, and the same is hereby, appropriated out of any monies in the National Treasury, not otherwise appropriated, for the benefit of John Candy, an apprentice to the printing business in the Office of the Cherokee Phoenix, for the purchase of clothes during the ensuing year. And an appropriation be, and also is hereby made as above, for the benefit of Thomas B. Watie, another apprentice, to be placed in the hands of John F. Wheeler, and to be applied by him, to the purchase of such articles of clothing, as said Watie may need;—Provided, that the aforesaid apprentices bind themselves to serve their time out faithfully for the term they have agreed to serve, that is, three years for said Candy

from the time of his commencement, and three years for said Watie, from the time of his commencing business; and that the Editor be, and he is hereby required to have the said apprentices bound in a written obligation, according to the contemplation of the law passed 19th November 1828, and to place the same in the hands of the Principal Chief before he shall be authorized to issue warrants for the sums above allowed said apprentices for the purchase of their clothing, which said sums shall be drawn quarterly from the Treasury.

New Echota November 9th, 1829.

Approved--JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That, Kahetechee be, and he is hereby, appointed to take good care of an old blind man, named, Big Bear, at his house, and supply him with food, and wash his person and clothes, and keep him in a decent condition, for which, he shall be allowed one dollar a month as a compensation, to be paid at the end of the year, or sooner, in case of Big Bear's decease.

Echota, C. N. November 9th, 1829.

Approved--JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That the Treasurer of the Cherokee Nation be, and he is hereby, directed and required to dispose of all the public gunpowder now on hand, or which may hereafter belong to the Nation during his continuance in office, in such manner as he may deem most advantageous to the Nation, and the proceeds arising therefrom shall be placed in the National Treasury.

Be it further Resolved, That he be, and he is hereby further directed and required to obtain a list of the names of all persons who have purchased town lots in Echota at public sale, and who have not paid for them; and all such persons be, and they are hereby, required to make payment to the Treasurer by the first of January next, or otherwise enter into bond and security with the Treasurer, before that time, to pay the amount of their purchases, with interest, in six months; and in case any person or persons, who have bid off lots shall fail to make payment as above, or enter into bond, the Treasurer shall institute a suit against him or them for the recovery of the same.

Echota, C. N. November 9th, 1829.

Approved--JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That an appropriation be and the same, is hereby made, out of any monies in the Treasury, not otherwise appropriated, to meet the contingent expenses, allowable by law, and which may become due before the next General Council.

Be it further Resolved, That the Principal Chief shall issue a warrant to the Treasury, whenever any such expenses may become due, for the same.

Echota, November 9th, 1829.

Approved—JNO. ROSS.

Resolved by the National Committee and Council, In General Council Convened, That from and after the passage of this act, any person or persons who shall be summoned to assist in taking or guarding any criminal or criminals, under the authority of any lawful officer or officers of the Nation, shall be allowed a compensation of fifty cents per day, and this shall be in lieu of the allowance provided for by the law passed November 8, 1825, and the same be, and is hereby repealed.

And be it further resolved, that it shall be the duty of the several Judges to make out a Bill of costs for every case decided by their respective Courts, and when appeals are taken to a higher Court, the Bill of costs shall be transmitted up to said Court, certified to by the Judge and clerk; and when a verdict is given in a criminal case, the Bill of costs shall be made out as aforesaid, and an execution issued against the property of the person or persons cast in the prosecution; and it shall be the duty of the officers to make collection, and if no property can be found belonging to any criminal or criminals convicted, it shall be the duty of the officer to make a report to the court at the next term; and upon making the following oath before the court,

“I, A. B. do solemnly swear that I have made diligent search for property to levy upon, for the costs of suit, in a criminal action against C. D. who was convicted in this District in last on a charge of and that after every exertion, I have been unable to find any species of property belonging to said C. D. the criminal convicted.” It shall then be the duty of the Judge to direct the clerk to make out a copy of the Bill of cost, and certify that it had been returned by the officer, with the oath required that no property could be found;—and this certificate shall be presented to

the Principal chief for a warrant on the National Treasury for the costs which are admissible by law in such cases.

Be it further resolved, Whenever a warrant is issued, for the apprehension of a criminal, the officer or officers to whom it is directed shall not (unless he apprehends violent resistance) press more than two persons, to aid him in the apprehension and guarding the criminal.—So much of all laws militating against this are hereby repealed.

New Echota, November 10, 1829.

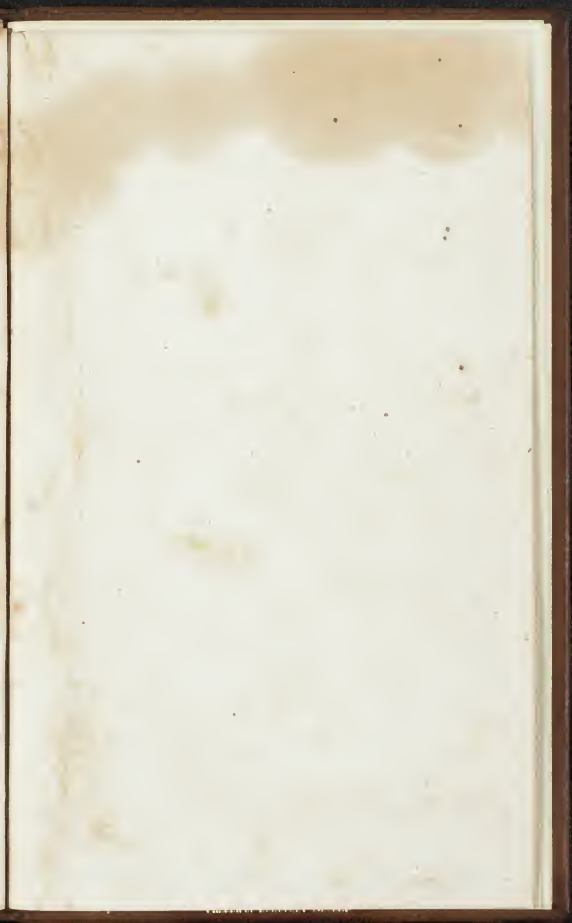
Approved---JNO. ROSS.

Resolved by the Committee and Council in General Council convened, That from and after the passage of this act, the compensation of the President of the Committee shall be two dollars and fifty cents per day, and the Clerk thereof, the same, and the Interpreter to the Committee, being a member thereof, two dollars, and all others, of the Committee, shall receive one dollar and fifty cents a day.

Be it further Resolved, That the compensation of the members of the Council shall be as follows: The speaker shall be entitled to two dollars and fifty cents a day, the Clerk thereof two dollars and fifty cents a day, and the balance one dollar and fifty cents each a day, any law to the contrary notwithstanding.

New Echota, November 10, 1829.

Approved---JNO. ROSS.



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